

DOCKET NO: 217411US0X PCT



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
YUKIHIRO FUJIEDA, ET AL. : EXAMINER: C. BRUENJES
SERIAL NO: 09/926,817 : ALLOWED DATE: JULY 18, 2005
FILED: DECEMBER 21, 2001 : GROUP ART UNIT: 1772
FOR: MULTI-LAYERED TUBE AND :
MEDICAL DEVICE COMPRISING
MULTI-LAYERED TUBE

PETITION UNDER 37 CFR 1.181

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

While the Notice of Allowance acknowledges the foreign priority claim it suggests that the Applicants have not complied with 35 U.S.C. 119(a), because they have not provided a certified copy of the foreign priority document. The Applicants traverse this statement, since this application is a national-stage filing of PCT/JP00/06493 and the certified copy of the priority document should be obtained pursuant to PCT Rule 17.2 from the International Bureau, see the attached Notice of Acceptance and Request for Priority.

Accordingly, the Applicants hereby petition the Commissioner pursuant to 37 C.F.R. 1.181 to invoke supervisory authority to:

Provide written acknowledgment of their claim for foreign priority to Japan 2000-120270 filed April 21, 2000 and indicate that the certified copy has been received from the International Bureau in accordance with PCT Rule 17.2(a).



Docket No.: 217411US0X PCT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



RE: Application Serial No.: 09/926,817
Applicants: Yukihiro FUJIEDA, et al.
Filing Date: December 21, 2001
Allowed Date: July 18, 2005
For: MULTI-LAYERED TUBE AND MEDICAL DEVICE
COMPRISING MULTI-LAYERED TUBE
Group Art Unit: 1772
Examiner: C. Bruenjes

SIR:


Attached hereto for filing are the following papers:

Petition Under 37 CFR 1.181; Copy of date-stamped filing receipt and Request for Priority filed 12-21-01; Copy of Notice of Acceptance of Application mailed 2/4/02

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon


Thomas M. Cunningham
Registration No. 45,394

Customer Number

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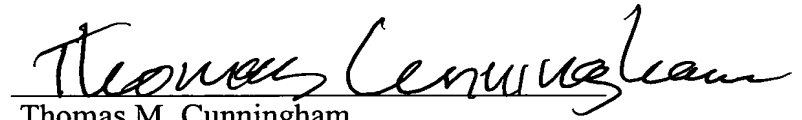
Application No. 09/926,817

Applicants do not believe that any petition fee is due. However, in the event any variance exists between the required petition fees and this amount, please charge or credit the difference to our Deposit Account No. 15-0030.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Norman F. Oblon



Thomas M. Cunningham

Attorney of Record

Registration No. 45,394

Customer Number

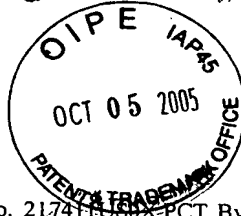
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(OSMMN 06/04)

COPY



OSMM&N File No. 217411US00X PCT By NFO/et/FF Due Date December 21, 2001

Serial No. New U.S. PCT Application based on PCT/JP00/06493

In the matter of the Application of Yukihiro FUJIEDA, et al.

For MULTI-LAYERED TUBE AND MEDICAL DEVICE COMPRISING MULTI-LAYERED TUBE

The following has been received in the U.S. Patent Office on the date stamped hereon:

- ☒ 38 pgs. Specification 17 Claims (English Translation) pgs. Sequence Listing
- ☒ Combined Declaration, Petition & Power of Attorney (5 pages)
- ☐ Petition to Revive Under 37 C.F.R. 1.137 (b)
- ☒ Notice of Priority;
- ☒ Check for \$ 890.00; ☒ Dep. Acct. Order Form
- ☐ Assignment pages/PTO-1595
- ☒ Drawings 3 sheets
- ☒ PCT Transmittal Letter
- ☒ Preliminary Amendment
- ☐ PCT/IB/304 ☐ PCT/IB/308
- ☐ Letter Regarding Claim to Small Entity Status
- ☐ International Preliminary Examination Report
- ☒ Information Disclosure Statement; ☒ PTO-1449
- ☐ Cited References () ☐ Statement of Relevancy
- ☐ List of Related Cases ☐ Cited Pending Applications(#)
- ☒ International Search Report
- ☐ Request for Consideration of Documents Cited in International Search Report
- ☐ Letter Regarding Translation of Annexes
- ☐ Translation of Annexes to International Preliminary Examination Report
Amended Sheets ()

SERIAL NO.

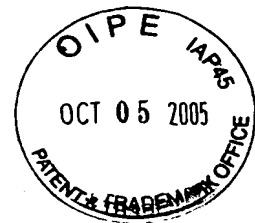
DATE RECEIVED

09/926817

98 Rec'd PCT/PTO 21 DEC 2001

☐ CLAIMING SMALL ENTITY STATUS

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DOCKET NO.: 217411 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Yukihiro FUJIEDA, et al.

SERIAL NO.: NEW U.S. PCT APPLICATION

FILED: HEREWITH

INTERNATIONAL APPLICATION NO.: PCT/JP00/06493

INTERNATIONAL FILING DATE: September 22, 2000

FOR: MULTI-LAYERED TUBE AND MEDICAL DEVICE COMPRISING MULTI-LAYERED TUBE

REQUEST FOR PRIORITY UNDER 35 U.S.C. 119
AND THE INTERNATIONAL CONVENTION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In the matter of the above-identified application for patent, notice is hereby given that the applicant claims as priority:

COUNTRY
Japan

APPLICATION NO
2000-120270

DAY/MONTH/YEAR
21 April 2000

Certified copies of the corresponding Convention application(s) were submitted to the International Bureau in PCT Application No. PCT/JP00/06493.

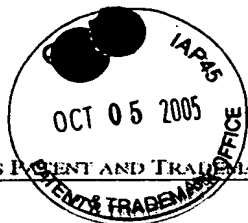
Respectfully submitted,
OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



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Norman F. Oblon
Attorney of Record
Registration No. 24,618
Surinder Sachar
Registration No. 34,423

**COPY**

UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/926,817	Yukihiro Fujieda	217411US0 XPCT

INTERNATIONAL APPLICATION NO.

PCT/JP00/06493

LA. FILING DATE	PRIORITY DATE
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09/22/2000

04/21/2000

22850
 OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT PC
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 1755 JEFFERSON DAVIS HIGHWAY
 ARLINGTON, VA 22202

CONFIRMATION NO. 4758**371 ACCEPTANCE LETTER**

OC000000007413753

Date Mailed: 02/04/2002

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.494 OR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated Office (37 CFR 1.494), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>12/21/2001</u>	<u>12/21/2001</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF RECEIPT OF ALL 35 U.S.C. REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** *The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363).* Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- U.S. Basic National Fee
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

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 FEB 11 2002

 OBLON, SPIVAK, McCLELLAND,
 MAIER & NEUSTADT P.C.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

VONDA M WALLACE

Telephone: (703) 305-3736

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)